

4/10

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No.

Kazuhiko IMAKAWA et al. : Mail Stop: PCT

Serial No. 10/526,543 : Attorney Docket No. 2005\_0329A

Filed March 3, 2005 :

REGULATORS FOR IMPLANTATION  
 [Corresponding to PCT/JP2003/011268  
 Filed September 3, 2003]

RESPONSE

THE COMMISSIONER IS AUTHORIZED  
 TO CHARGE ANY DEFICIENCY IN THE  
 FEES FOR THIS PAPER TO DEPOSIT  
 ACCOUNT NO. 23-0975

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

This is responsive to the Notice to File Missing Parts dated August 30, 2005.

The Notice to File Missing Parts requires the filing of an executed Declaration and Sequence Listing in paper and computer readable form.

However, the executed Declaration and Sequence Listing in paper and computer readable form has been previously filed on April 20, 2005. Copies of the executed Declaration, Cover Letter and Preliminary Amendment with Sequence Listing in paper form are enclosed herewith. A copy of the PTO postcard receipt is also enclosed. It is noted that the PTO fee for filing the executed Declaration was also concurrently submitted on April 20, 2005.

Issuance of the Official Filing Receipt is accordingly requested.

Respectfully submitted,

Kazuhiko IMAKAWA et al.

By Warren Cheek Jr.  
 Warren M. Cheek, Jr.  
 Registration No. 33,367  
 Attorney for Applicants

WMC/dlk  
 Washington, D.C. 20006-1021  
 Telephone (202) 721-8200  
 Facsimile (202) 721-8250  
 September 7, 2005

**ATTY DOCKET #:** 2005\_0329A

**Due Date:**

**Confirmation No.**

**OUR REF:** 2005\_0329A/WMC/01332

**Filing Date:** March 3, 2005

**Applicant:** Kazuhiko IMAKAWA et al.

**Serial No.:** 10/526,543

**Title:** REGULATORS FOR IMPLANTATION

**Receipt of the following papers is acknowledged:**

PTO FEE SHEET, COVER LETTER (TO INCLUDE PTO FEE OF \$130.00), EXECUTED DECLARATION, SUPPLEMENTAL IDS, 1449 FORM, 1 REFERENCE, RESPONSE, SEQUENCE LISTING IN PAPER AND COMPUTER READABLE FORM.

Date: April 20, 2005

Attorney: WMC/dlk

[Check No. 67802 ]



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THE  
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ACCO...  
ACCOUNT NO. 23-0975.

**PATENT OFFICE FEE TRANSMITTAL FORM**

Commissioner for Patents

P.O. Box 1450  
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED  
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FEE FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975.

Sir:

Attached hereto is a check in the amount of \$130.00 to cover Patent Office fees relating to filing the following attached papers:

**Late filing of executed Declaration ..... \$130.00**

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Kazuhiko IMAKAWA et al.

By Warren M. Cheek, Jr.  
Warren M. Cheek, Jr.  
Registration No. 33,367  
Attorney for Applicants

WMC/dlk  
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Washington, D.C. 20006-1021  
Telephone (202) 721-8200  
April 20, 2005

[Check No. \_\_\_\_\_]  
2005\_0329A

**COPY**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :  
Kazuhiko IMAKAWA et al. : **Mail Stop: PCT**  
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ACCOUNT NO. 23-0975.

**SUBMISSION OF EXECUTED DECLARATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed herewith is the required Declaration for the above-identified application which was originally filed without an executed Declaration.

Also enclosed is the PTO surcharge of **\$130.00** required by 37 CFR 1.492(e).

It is respectfully submitted that the application is now complete, and early indication thereof is now requested.

Respectfully submitted,

Kazuhiko IMAKAWA et al.

By Warren M. Cheek  
Warren M. Cheek, Jr.  
Registration No. 33,367  
Attorney for Applicants

WMC/dlk  
Washington, D.C. 20006-1021  
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April 20, 2005

**COPY**



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/526,543	Kazuhiko Imakawa	2005_0329A
		INTERNATIONAL APPLICATION NO.
		PCT/JP03/11268
		I.A. FILING DATE      PRIORITY DATE
		09/03/2003      09/04/2002
CONFIRMATION NO. 5184		
371 FORMALITIES LETTER		
*OC000000016833206*		
*OC000000016833206*		

Date Mailed: 08/30/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 03/03/2005
- Copy of the International Search Report filed on 03/03/2005
- Preliminary Amendments filed on 03/03/2005
- Information Disclosure Statements filed on 03/03/2005
- Biochemical Sequence Listing filed on 03/03/2005
- Request for Immediate Examination filed on 03/03/2005
- U.S. Basic National Fees filed on 03/03/2005
- Priority Documents filed on 03/03/2005
- Specification filed on 03/03/2005
- Claims filed on 03/03/2005
- Abstracts filed on 03/03/2005
- Drawings filed on 03/03/2005
- Paper nucleotide sequence listings filed on 03/03/2005

*RECEIVED*  
 SEP 06 2005  
*WENDEROTH, LIND & PONACK*

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8,

2000) and 1238 OG 145 (September 19, 2000).

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

FREDERICK SMITH

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Telephone: (703) 308-9140 EXT 210

**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/526,543	PCT/JP03/11268	2005_0329A